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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/803,087	03/18/2004	Mitsuru Hasegawa	PHCF-04015	4164

21254 7590 06/19/2007  
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EXAMINER
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ZERVIGON, RUDY

ART UNIT	PAPER NUMBER
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1763

MAIL DATE	DELIVERY MODE
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06/19/2007

PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

<b>Office Action Summary</b>	Application No. 10/803,087	Applicant(s) HASEGAWA ET AL.	
	Examiner Rudy Zervigon	Art Unit 1763	

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --**

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 01 February 2007.
- 2a) ☐ This action is **FINAL**.                      2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1,3-6,8,9,11-14 and 16-20 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1,3-6,8,9,11-14 and 16-20 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All    b) ☐ Some \* c) ☐ None of:
1. ☒ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- |                                                                                                            |                                                                                         |
|------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892)                                           | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                       | 5) <input type="checkbox"/> Notice of Informal Patent Application                       |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)<br>Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____                                                |

## **DETAILED ACTION**

### ***Continued Examination Under 37 CFR 1.114***

1. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on November 1, 2006 has been entered.

### ***Claim Rejections - 35 USC §103***

2. The text of those sections of Title 35, U.S. Code not included in this action can be found in a prior Office action.

3. Claim 1, 3-6, 8, 9, 11-14, and 16-20 are rejected under 35 U.S.C. 103(a) as being unpatentable over Okase; Wataru (US 5,592,581 A). Okase teaches a semiconductor film formation device (Figure 7; column 9, line 47 - column 10, line 23), comprising: a reaction vessel (processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) that includes a gas flow path (65,66; Figure 7) to allow source gas to pass through a substrate (2; Figure 7) mount site (support for 2; Figure 7) upon which to mount a substrate being provided in the gas flow path (65,66; Figure 7) inside the reaction vessel, said substrate mount site (support for 2; Figure 7) being located on an inside surface of said reaction vessel (processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) along a first side (lower half of processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) of said reaction vessel (processing vessel within and including 72;

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Figure 7; column 9, line 47 - column 10, line 23); a heater (76; Figure 7; column 9; lines 62-67) that is disposed outside of the reaction vessel (processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) on said first side (lower half of processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) along which the substrate mount site (support for 2; Figure 7) inside the reaction vessel is mounted; a cooling device (75; Figure 7; column 9, line 47 - column 10, line 23) that is disposed outside of the reaction vessel (processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) on a second side (upper half of processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) substantially directly opposite to the heater (76; Figure 7; column 9; lines 62-67), said cooling device controlling an internal temperature of the reaction vessel (processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) in a first section of the gas flow path where the substrate mount site (support for 2; Figure 7) is located; and a thermal conductivity adjusting member ("ceramic wool" inside 72; Figure 7; column 9, lines 53-61) that is disposed between the reaction vessel (processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) and the cooling device (75; Figure 7; column 9, line 47 - column 10, line 23); wherein the thermal conductivity adjusting member ("ceramic wool" inside 72; Figure 7; column 9, lines 53-61) allows the first section along the gas flow path where the substrate mount site (support for 2; Figure 7) is located to have a thermal conductivity different from that of a second section along the gas flow path in order to lower a thermal diffusion effect of the source gas in the first section, as claimed by claim 1. That Okase's thermal conductivity adjusting member ("ceramic wool" inside 72; Figure 7; column 9, lines 53-61) comprises a variable thermal conductivity along the gas flow path (65,66; Figure 7)

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is likely anticipated according to the form of Okase's ceramic wool thermal conductivity adjusting member. Woolly material is anticipated to have void spaces resulting in variable thermal conductivity<sup>1</sup>.

Okase further teaches:

- i. The semiconductor film formation device (Figure 7; column 9, line 47 - column 10, line 23) according to claim 1, wherein: the first section comprises an interspace<sup>1</sup> formed between the reaction vessel (processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) and the thermal conductivity adjusting member ("ceramic wool" inside 72; Figure 7; column 9, lines 53-61), as claimed by claim 3
- ii. The semiconductor film formation device (Figure 7; column 9, line 47 - column 10, line 23) according to claim 3, wherein: the interspace<sup>1</sup> has a varying height along the gas flow path (65,66; Figure 7), as claimed by claim 4
- iii. The semiconductor film formation device (Figure 7; column 9, line 47 - column 10, line 23) according to claim 1, wherein: the first section comprises a material having a thermal conductivity that is different from a thermal conductivity of a material of the second section, as claimed by claim 5
- iv. A semiconductor film formation device (Figure 7; column 9, line 47 - column 10, line 23), comprising: a reaction vessel (processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) that includes a gas flow path (65,66; Figure 7) to allow source gas to pass through and a substrate (2; Figure 7) mount site (support for 2; Figure 7) on an inside surface of the reaction vessel to mount a substrate in the gas flow

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<sup>1</sup> **Wool 3 b:** a filamentous mass. Merriam-Webster's Collegiate Dictionary - 10th Ed. p.1362

path (65,66; Figure 7); said substrate mount site (support for 2; Figure 7) being located on a first side (lower half of processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) of said reaction vessel (processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23); a heater (76; Figure 7; column 9; lines 62-67) that is disposed outside of the reaction vessel (processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) on said first side (lower half of processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) of the reaction vessel as the substrate mount site is located, the heater thereby being close to the substrate mount site (support for 2; Figure 7), and a cooling device (75; Figure 7; column 9, line 47 - column 10, line 23) to control an internal temperature of the reaction vessel in a section of the gas flow path where the substrate mount site is located, the cooling device disposed outside of the reaction vessel (processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) on a second side (upper half of processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) of said reaction vessel (processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) substantially directly opposite to said first side (lower half of processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) of said reaction vessel (processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) that the heater (76; Figure 7; column 9; lines 62-67) is located; wherein a wall thickness of the reaction vessel is smaller in the section along the gas flow path where the substrate mount site is located thereby forming an interspace (volume 72 less "wool"; Figure 7; column 9, lines

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53-61) between the reaction vessel (processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) and the cooling device (75; Figure 7; column 9, line 47 - column 10, line 23) to lower a thermal diffusion effect of the source gas in the first section of the gas flow at the location of the substrate mount site, as claimed by claim 6

- v. The semiconductor film formation device (Figure 7; column 9, line 47 - column 10, line 23) according to claim 6, wherein: the interspace (volume 72 less “wool”; Figure 7; column 9, lines 53-61) has a height that varies along the gas flow path (65,66; Figure 7), as claimed by claim 8
- vi. A semiconductor film formation device (Figure 7; column 9, line 47 - column 10, line 23), comprising: a reaction vessel (processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) that includes a gas flow path (65,66; Figure 7) to allow source gas to pass through and a substrate (2; Figure 7) mount site (support for 2; Figure 7) provided in the gas flow path (65,66; Figure 7) to mount a substrate; said substrate mount site (support for 2; Figure 7) being located on an inside surface of said reaction vessel (processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) along a first side (lower half of processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) thereof; a heater (76; Figure 7; column 9; lines 62-67) that is disposed outside of the reaction vessel (processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) along said first side (lower half of processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) and close to the substrate mount site (support

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for 2; Figure 7), a cooling device (75; Figure 7; column 9, line 47 - column 10, line 23) that is disposed outside of the reaction vessel (processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) on a second side (upper half of processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) of said reaction vessel (processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23), said second side (upper half of processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) being substantially directly opposite to the first side (lower half of processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) of said reaction vessel (processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) along which said heater (76; Figure 7; column 9; lines 62-67) is located the cooling device controlling the internal temperature of the reaction vessel (processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) in a vicinity of the substrate mount site; a plate member (surface 72, Figure 7; column 9, lines 53-61) that is disposed along said second side (upper half of processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) of said reaction vessel (processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) opposite to the substrate (2; Figure 7) mount site (support for 2; Figure 7) in the gas flow path (65,66; Figure 7); and a thermal conductivity adjusting member ("ceramic wool" inside 72; Figure 7; column 9, lines 53-61) that is disposed between the cooling device (75; Figure 7; column 9, line 47 - column 10, line 23) and the plate member (surface 72, Figure 7; column 9, lines 53-61); wherein the thermal conductivity adjusting member



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(“ceramic wool” inside 72; Figure 7; column 9, lines 53-61) provides a first section along the gas flow path with a thermal conductivity different from a second section along the gas flow path to lower a thermal diffusion effect of the source gas in the first section as claimed by claim 9 – see claim 1 for rationale.

- vii. The semiconductor film formation device (Figure 7; column 9, line 47 - column 10, line 23) according to claim 9 wherein: the first section comprises an interspace (volume 72 less “wool”; Figure 7; column 9, lines 53-61) formed between the reaction vessel (processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) and the thermal conductivity adjusting member (“ceramic wool” inside 72; Figure 7; column 9, lines 53-61), as claimed by claim 11
- viii. The semiconductor film formation device (Figure 7; column 9, line 47 - column 10, line 23) according to claim 11, wherein: the interspace (volume 72 less “wool”; Figure 7; column 9, lines 53-61) has a height that varies along the gas flow path (65,66; Figure 7), as claimed by claim 12
- ix. The semiconductor film formation device (Figure 7; column 9, line 47 - column 10, line 23) according to claim 11, wherein: the first section comprises a material whose thermal conductivity is different from that of the second section, as claimed by claim 13 – refer to claim 1 rationale.
- x. A semiconductor film formation device (Figure 7; column 9, line 47 - column 10, line 23), comprising: a reaction vessel (processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) that includes a gas flow path (65,66; Figure 7) to allow source gas to pass through and a substrate (2; Figure 7) mount site (support for 2;

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Figure 7) provided in the gas flow path (65,66; Figure 7) to mount a substrate, said substrate mount site (support for 2; Figure 7) being located on an inside surface of said reaction vessel (processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) on a first side (lower half of processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) thereof; a heater (76; Figure 7; column 9; lines 62-67) that is disposed outside of the reaction vessel (processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) along said first side (lower half of processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) and close to the substrate mount site (support for 2; Figure 7), a cooling device (75; Figure 7; column 9, line 47 - column 10, line 23) that is disposed outside of the reaction vessel (processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) on a second side (upper half of processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) thereof, said second side (upper half of processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) being substantially directly opposite to the first side (lower half of processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) along which the heater is disposed to control the internal temperature of the reaction vessel (processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) in a vicinity of the substrate mount site; and a plate member (surface 72, Figure 7; column 9, lines 53-61) that is disposed along said second side (upper half of processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) opposite to the substrate mount site in the gas flow path, the

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reaction vessel (processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) comprises a first section with a wall thickness smaller than a section other than the first section to form an interspace (volume 72 less “wool”; Figure 7; column 9, lines 53-61) between the reaction vessel (processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23) and the cooling device (75; Figure 7; column 9, line 47 - column 10, line 23), to lower a thermal diffusion effect of the source gas in the first section, as claimed by claim 14

- x. The semiconductor film formation device (Figure 7; column 9, line 47 - column 10, line 23) according to claim 14, wherein: the interspace (volume 72 less “wool”; Figure 7; column 9, lines 53-61) comprises a variable height along the gas flow path (65,66; Figure 7), as claimed by claim 16
  - xii. The semiconductor film formation device (Figure 7; column 9, line 47 - column 10, line 23) according to claim 1, wherein said gas flow path (65,66; Figure 7) is substantially parallel with an exposed upper surface of said substrate (2; Figure 7) as mounted upon said substrate (2; Figure 7) mount site (support for 2; Figure 7), as claimed by claim 17.
- Applicant's claim requirement “said gas flow path is substantially parallel with an exposed upper surface of said substrate” is a claim requirement of intended use in the pending apparatus claims because the “gas flow path” depends on the geometry of the substrate which is not part of the apparatus. Further, it has been held that claim language that simply specifies an intended use or field of use for the invention generally will not limit the scope of a claim (Walter , 618 F.2d at 769, 205 USPQ at 409; MPEP 2106). Additionally, in apparatus claims, intended use must result in a structural difference

between the claimed invention and the prior art in order to patentably distinguish the claimed invention from the prior art. If the prior art structure is capable of performing the intended use, then it meets the claim (In re Casey, 152 USPQ 235 (CCPA 1967); In re Otto, 136 USPQ 458, 459 (CCPA 1963); MPEP 2111.02).

- xiii. The semiconductor film formation device (Figure 7; column 9, line 47 - column 10, line 23) according to claim 6, wherein said gas flow path (65,66; Figure 7) is substantially parallel with an exposed upper surface of said substrate (2; Figure 7) as mounted upon said substrate (2; Figure 7) mount site (support for 2; Figure 7), as claimed by claim 18. Applicant's claim requirement "is substantially parallel with an exposed upper surface of said substrate" is a claim requirement of intended use in the pending apparatus claims because the "gas flow path" depends on the geometry of the substrate which is not part of the apparatus. Further, it has been held that claim language that simply specifies an intended use or field of use for the invention generally will not limit the scope of a claim (Walter, 618 F.2d at 769, 205 USPQ at 409; MPEP 2106). Additionally, in apparatus claims, intended use must result in a structural difference between the claimed invention and the prior art in order to patentably distinguish the claimed invention from the prior art. If the prior art structure is capable of performing the intended use, then it meets the claim (In re Casey, 152 USPQ 235 (CCPA 1967); In re Otto, 136 USPQ 458, 459 (CCPA 1963); MPEP 2111.02).
- xiv. The semiconductor film formation device (Figure 7; column 9, line 47 - column 10, line 23) according to claim 9, wherein said gas flow path (65,66; Figure 7) is substantially parallel with an exposed upper surface of said substrate (2; Figure 7) as mounted upon

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said substrate (2; Figure 7) mount site (support for 2; Figure 7), as claimed by claim 19. Applicant's claim requirement "is substantially parallel with an exposed upper surface of said substrate" is a claim requirement of intended use in the pending apparatus claims because the "gas flow path" depends on the geometry of the substrate which is not part of the apparatus. Further, it has been held that claim language that simply specifies an intended use or field of use for the invention generally will not limit the scope of a claim (Walter , 618 F.2d at 769, 205 USPQ at 409; MPEP 2106). Additionally, in apparatus claims, intended use must result in a structural difference between the claimed invention and the prior art in order to patentably distinguish the claimed invention from the prior art. If the prior art structure is capable of performing the intended use, then it meets the claim (In re Casey, 152 USPQ 235 (CCPA 1967); In re Otto , 136 USPQ 458, 459 (CCPA 1963); MPEP2111.02).

- xv. The Semiconductor film formation device (Figure 7; column 9, line 47 - column 10, line 23) according to claim 14, wherein said gas flow path (65,66; Figure 7) is substantially parallel with an exposed upper surface of said substrate (2; Figure 7) as mounted upon said substrate (2; Figure 7) mount site (support for 2; Figure 7), as claimed by claim 20. Applicant's claim requirement "is substantially parallel with an exposed upper surface of said substrate" is a claim requirement of intended use in the pending apparatus claims because the "gas flow path" depends on the geometry of the substrate which is not part of the apparatus. Further, it has been held that claim language that simply specifies an intended use or field of use for the invention generally will not limit the scope of a claim (Walter , 618 F.2d at 769, 205 USPQ at 409; MPEP 2106). Additionally, in apparatus

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claims, intended use must result in a structural difference between the claimed invention and the prior art in order to patentably distinguish the claimed invention from the prior art. If the prior art structure is capable of performing the intended use, then it meets the claim (In re Casey, 152 USPQ 235 (CCPA 1967); In re Otto, 136 USPQ 458, 459 (CCPA 1963); MPEP 2111.02).

Does not teach Applicant's amended claim requirements:

- i. Okase's heater (76; Figure 7; column 9; lines 62-67) that is disposed along only a single side of Okase's reaction vessel (processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23)
- ii. Okase's cooling device (75; Figure 7; column 9, line 47 - column 10, line 23) that is disposed along only a single side of Okase's reaction vessel (processing vessel within and including 72; Figure 7; column 9, line 47 - column 10, line 23)
- iii. In the event that "filamentous masses" are not deemed to have variable thermal conductivities:

It would have been obvious to one of ordinary skill in the art at the time the invention was made to optimize the density of Okase's ceramic "filamentous masses", and optimize the size and/or number of Okase's heater (76; Figure 7; column 9; lines 62-67) and Okase's cooling device (75; Figure 7; column 9, line 47 - column 10, line 23).

Motivation to optimize the density of Okase's ceramic "filamentous masses", and optimize the size and/or number of Okase's heater (76; Figure 7; column 9; lines 62-67) and Okase's cooling device (75; Figure 7; column 9, line 47 - column 10, line 23) is for optimizing Okase's reaction temperature as taught by Okase (column 1, lines 35-64). Further, It is well established that

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changes in apparatus dimensions are within the level of ordinary skill in the art.(Gardner v. TEC Systems, Inc. , 725 F.2d 1338, 220 USPQ 777 (Fed. Cir. 1984), cert. denied , 469 U.S. 830, 225 USPQ 232 (1984); In re Rose , 220 F.2d 459, 105 USPQ 237 (CCPA 1955); In re Rinehart, 531 F.2d 1048, 189 USPQ 143 (CCPA 1976); See MPEP 2144.04).

It is also well established that the duplication of parts is obvious (In re Harza , 274 F.2d 669, 124 USPQ 378 (CCPA 1960) MPEP 2144.04).

#### ***Response to Arguments***

4. Applicant's arguments with respect to claims 1, 3-6, 8, 9, 11-14, and 16-20 have been considered but are moot in view of the new grounds of rejection. The sum-total of Applicant's arguments are centered on the claim amendments filed. As a result of Applicant's amendments, the Examiner directs Applicant to the above new new grounds of rejection which directly address said arguments.

#### ***Conclusion***

5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Examiner Rudy Zervigon whose telephone number is (571) 272-1442. The examiner can normally be reached on a Monday through Thursday schedule from 8am through 7pm. The official fax phone number for the 1763 art unit is (571) 273-8300. Any Inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Chemical and Materials Engineering art unit receptionist at (571) 272-1700. If the examiner

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can not be reached please contact the examiner's supervisor, Parviz Hassanzadeh, at (571) 272-1435.

*Parviz Hassanzadeh*  
4/2/7